

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
0112300-1846

In Re Application Of: Baerlocher et al.

Serial No.
10/734,307Filing Date
December 12, 2003Examiner
UnknownGroup Art Unit
3765

Title: GAMING DEVICE HAVING AN INDICATOR SELECTION WITH PROBABILITY-BASED OUTCOME

Address to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e);
- OR**
- ☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

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Docket No.
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Serial No.
10/734,307Filing Date
December 12, 2003Examiner
UnknownGroup Art Unit
3765**GAMING DEVICE HAVING AN INDICATOR SELECTION WITH PROBABILITY-BASED OUTCOME****Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **02-1818** as described below.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

(Date)

Signature


Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class MailI certify that this document and fee is being deposited on **April 19, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Renee Street

Typed or Printed Name of Person Mailing Certificate

***This certificate may only be used if paying by deposit account.**

Signature

Dated: April 19, 2004

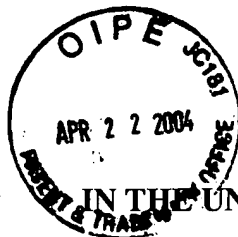
Adam H. Masia (Reg. No. 35,602)

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CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Baerlocher, et al.
Appl. No.: 10/734,307
Conf. No.: 1678
Filed: December 12, 2003
Title: GAMING DEVICE HAVING AN INDICATOR SELECTION WITH
PROBABILITY-BASED OUTCOME
Art Unit: 3765
Examiner: Unknown
Docket No.: 0112300-1846

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited below, and on the attached PTO-1449 form, copies of which can be found in the parent, application no. 09/990,693, filed on November 9, 2001, be made during the course of examination of the above-identified application for United States patent.

U.S. PATENT DOCUMENTS

| <u>Document No.</u> | <u>Date</u> | <u>Inventor</u> |
|---------------------|-------------------|------------------|
| 4,182,515 | January 8, 1980 | Nemeth |
| 4,624,459 | November 25, 1986 | Kaufman |
| 4,991,848 | February 12, 1991 | Greenwood et al. |
| 5,116,055 | May 26, 1992 | Tracy |
| 5,456,465 | October 10, 1995 | Durham |
| 5,542,669 | August 6, 1996 | Charron et al. |
| 5,711,525 | January 27, 1998 | Breeding |
| 5,833,538 | November 10, 1998 | Weiss |
| 5,851,147 | December 22, 1998 | Stupak et al. |
| 5,873,781 | February 23, 1999 | Keane |
| 6,015,346 | January 18, 2000 | Bennett |
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| 6,102,798 | August 15, 2000 | Bennett |
| 6,155,925 | December 5, 2000 | Giobbi et al. |
| 6,159,097 | December 12, 2000 | Gura |
| 6,159,098 | December 12, 2000 | Slomiany et al. |
| 6,190,255 B1 | February 20, 2001 | Thomas et al. |
| 6,261,177 B1 | July 17, 2001 | Bennett |
| 6,315,664 B1 | November 13, 2001 | Baerlocher et al. |

FOREIGN PATENT DOCUMENTS

| <u>Document No.</u> | <u>Date</u> | <u>Country</u> |
|---------------------|--------------------|----------------|
| EP 0 874 337 A1 | October 28, 1998 | Demar et al. |
| EP 0 945 837 A2 | September 29, 1999 | Thomas et al. |
| EP 0 984 409 A2 | March 8, 2000 | Thomas et al. |

OTHER DOCUMENTS

Welcome To Video Reality Brochure written by Atronic Casino Technology Ltd. published in 1995.

Jackpot Party Brochures and Articles written by WMS Gaming Inc. published in 1998 and 2001.

High Low Card Game written by Qeocities.com (website) printed 5/3/01.

Double Up Poker Game Description written by IGT published prior to 2001.

In Between Game Description written by IGT published prior to 2001.

Applicants look forward to early and favorable consideration of this matter.

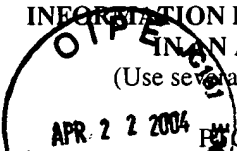
Respectfully submitted,

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Date: April 19, 2004

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| INTEGRATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)  PTO Form 1449 | Atty Docket No. 0112300-7846 | Application No. 10/734,307 |
| | Applicant Baerlocher et al. | |
| | Filing Date December 12, 2003 | Group 3765 |

| U.S. PATENT DOCUMENTS | | | | | | |
|------------------------|--------------------|---------------------|-------------------|-------|----------|----------------------------------|
| Examiner's Initials | Document Number | Publication Date | Inventor | Class | Subclass | Filing Date If Appropriate |
| | 4,182,515 | January 8, 1980 | Nemeth | | | |
| | 4,624,459 | November 25, 1986 | Kaufman | | | |
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| | 5,542,669 | August 6, 1996 | Charron et al. | | | |
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| | 5,851,147 | December 22, 1998 | Stupak et al. | | | |
| | 5,873,781 | February 23, 1999 | Keane | | | |
| | 6,015,346 | January 18, 2000 | Bennett | | | |
| | 6,089,976 | July 18, 2000 | Schneider et al. | | | |
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| | 6,155,925 | December 5, 2000 | Giobbi et al. | | | |
| | 6,159,097 | December 12, 2000 | Gura | | | |
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| | 6,315,664 B1 | November 13, 2001 | Baerlocher et al. | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | |
|--------------------------|--------------------|---------------------|---------------|-------|----------|-------------|----|
| Examiner's Initials | Document Number | Publication Date | Country | Class | Subclass | Translation | |
| | | | | | | Yes | No |
| | EP 0 874 337 A1 | October 28, 1998 | Demar et al. | | | | |
| | EP 0 945 837 A2 | September 29, 1999 | Thomas et al. | | | | |
| | EP 0 984 409 A2 | March 8, 2000 | Thomas et al. | | | | |

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| Examiner: | Date Considered: |
| *Examiner: Initial if citation considered, whether or not citation is in conformance with PEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |

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|--|----------------------------------|-------------------------------|
| INFORMATION DISCLOSURE CITATION EXPLANATION APPLICATION (Use several sheets if necessary)  | Atty Docket No. 0112300-7846 | Application No. 10/734,307 |
| | Applicant Baerlocher et al. | |
| | Filing Date December 12, 2003 | Group 3765 |

| Examiner's Initials | OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) |
|------------------------|--|
| | Welcome To Video Reality Brochure written by Atronic Casino Technology Ltd. published in 1995. |
| | Jackpot Party Brochures and Articles written by WMS Gaming Inc. published in 1998 and 2001. |
| | High Low Card Game written by Qeocities.com (website) printed 5/3/01. |
| | Double Up Poker Game Description written by IGT published prior to 2001. |
| | In Between Game Description written by IGT published prior to 2001. |

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|---|------------------|
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